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*Attorneys for Defendant
Andrew A. Wiederhorn*

IN THE UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

ANDREW A. WIEDERHORN,
WILLIAM J. AMON,
REBECCA D. HERSHINGER, and
FAT BRANDS INC.,

Defendants.

CASE NO. 2:24-CR-00295-RGK

**DECLARATION OF DOUGLAS
FUCHS IN SUPPORT OF
DEFENDANTS' UNOPPOSED *EX
PARTE* APPLICATION FOR AN
ORDER (1) CONTINUING THE
TRIAL DATE; AND (2) FINDINGS OF
EXCLUDABLE TIME PERIODS
PURSUANT TO SPEEDY TRIAL ACT**

**CURRENT TRIAL DATE: 10/28/25
PROPOSED TRIAL DATE: 2/24/26**

1 I, Douglas Fuchs, declare as follows:

2 1. I am an attorney at Gibson, Dunn & Crutcher LLP, counsel of record in this
3 action for Defendant Andrew A. Wiederhorn (“Mr. Wiederhorn”). I am a member of
4 the Bar of the State of California and have been admitted to practice before this Court.
5 I submit this Declaration in support of Defendants’ Unopposed *Ex Parte* Application
6 For An Order (1) Continuing The Trial Date; And (2) Findings Of Excludable Time
7 Periods Pursuant To Speedy Trial Act. I have personal knowledge of the matters stated
8 in this declaration and would testify truthfully to them if called to do so.

9 2. I was an Assistant U.S. Attorney at the United States Attorney’s Office in
10 Los Angeles from 2000 – 2007, where I was Deputy Chief of the Major Frauds section.
11 For the past 18 years I have been at Gibson, Dunn & Crutcher, focusing primarily on
12 white collar criminal defense and investigations.

13 3. On January 7, 2025, the Palisades Fire started. My wife and I have lived in
14 the Pacific Palisades since 2009. We built our home and raised our three children
15 there—two of which are now in college and one of which lives at home. When the fire
16 started, I was traveling for work and had only enough possessions and clothing to last a
17 few days. My wife was at home, and once the evacuation order was issued, she had to
18 quickly gather as many belongings as she could. She evacuated with only a car full of
19 possessions.

20 4. We now have confirmation that our home—as well as everything inside of
21 it—has burned down. We lost cherished family heirlooms, inherited art, undigitized
22 photographs, the drawings and crafts made by our children, all of our furniture, a
23 baseball card collection, our children’s childhood mementos, jewelry, clothing, and a
24 car, among many other items. In addition, I lost nearly all of my hard copy work product
25 for this case, which was extensive. My practice is to have hard copy binders of all
26 relevant documents. I take handwritten notes on these documents and much of my case
27 analysis was notated in these binders. Inserted below are photographs taken of my home
28 and property:



5. It is an understatement to say this has caused immense hardship for me and my family. Until recently, my family moved every few days between our friends' houses and hotels. We have now found a temporary rental home; however, I will likely need to find longer-term housing. I have spent countless hours on the phone with my insurance company to determine my coverage and obtain funds necessary to rebuild, replace the items we lost, and provide for temporary living arrangements. I have attended and continue to attend meetings to understand the clean-up and rebuilding process. I have had to replace my and my family's clothing and other necessary items, change our

1 address and collect mail from a remote post office, cancel services at the house that was
2 destroyed, establish new services at our rental house, and work with various government
3 agencies to file claims. These are just a few examples of what we are going through,
4 and will continue to go through. I am working with the Army Corps of Engineers to
5 give access to the property so that they can remove the toxic debris. We are only
6 permitted to build once the property has been sufficiently remediated by the Army
7 Corps, which is estimated to take at least 18 months. The rebuilding process, in total, is
8 estimated to take 4–5 years.

9 6. This disaster has made it difficult for me to focus and fully prepare for trial
10 in this matter. I have been addressing the seemingly endless list of tasks required to
11 rebuild nearly every facet of our life. The modest continuance requested will help
12 alleviate this pressure and allow me to provide Mr. Wiederhorn the defense to which he
13 is entitled.

14 7. In addition to myself, another core member of the defense team, Daniel
15 Nowicki, has been displaced by the Eaton Fire. His home suffered extensive smoke and
16 ash damage, and he will not be able to return unless and until his home undergoes
17 exhaustive remediation, which may take years. He has similarly been focused on finding
18 housing for his family—including his two young children and pregnant wife.

19 8. I declare under penalty of perjury under the laws of the United States of
20 America that the foregoing is true and correct.

21
22 Executed on February 11, 2025, at Los Angeles, California.

23
24 

25
26 _____
27 Douglas Fuchs
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